

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Vice Chairman Ken Peterson, on April 2, 2009 at
9:02 A.M., in Room 137 Capitol

ROLL CALL

Members Present:

Rep. Deborah Kottel, Vice Chairman (D)
Rep. Ken Peterson, Vice Chairman (R)
Rep. Arlene Becker (D)
Rep. Gerald Bennett (R)
Rep. Anders Blewett (D)
Rep. Robyn Driscoll (D)
Rep. Bob Ebinger (D)
Rep. David Howard (R)
Rep. Krayton Kerns (R)
Rep. Margaret MacDonald (D)
Rep. Edith (Edie) McClafferty (D)
Rep. Mike Menahan (D)
Rep. Michael More (R)
Rep. Keith Regier (R)
Rep. Diane Sands (D)
Rep. Bob Wagner (R)
Rep. Wendy Warburton (R)

Members Excused: Rep. Ron Stoker, Chairman (R)

Members Absent: None

Staff Present: Jennifer Eck, Committee Secretary
Jeremy Gersovitz, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: None

Executive Action: SB 379; SB 402

EXECUTIVE ACTION ON SB 402

00:00:38 **Motion:** Rep. Kottel moved that **SB 402 BE CONCURRED IN.**

Discussion:

00:00:49 Vice Chairman Peterson
00:01:10 Rep. Kottel
00:03:43 Vice Chairman Peterson
00:03:46 Rep. Menahan
00:05:26 Rep. Kottel
00:06:56 Rep. More
00:07:59 Rep. Driscoll called the question.
00:08:04 Vice Chairman Peterson

00:10:57 **Vote:** Motion failed 9-9 by roll call vote with Rep. Peterson, Rep. Kerns, Rep. Bennett, Rep. More, Rep. Wagner, Rep. Regier, Rep. Howard, Rep. Warburton, and Rep. Stoker voting aye. Rep. Stoker voted by proxy.

00:12:02 Rep. Peterson

EXECUTIVE ACTION ON SB 379

00:12:04 **Motion:** Rep. Kottel moved that **SB 379 BE CONCURRED IN.**

Discussion:

00:12:09 Vice Chairman Peterson
00:12:15 Rep. Warburton
00:12:50 Rep. Kottel
00:15:53 Rep. Ebinger
00:16:26 Rep. Regier
00:16:54 Rep. Kottel
00:18:32 Vice Chairman Peterson
00:18:56 Rep. Wagner
00:19:24 Vice Chairman Peterson
00:19:41 Rep. Warburton
00:19:50 Rep. Howard
00:20:41 Vice Chairman Peterson
00:20:43 Rep. More
00:21:24 Rep. Menahan
00:24:28 Vice Chairman Peterson
00:24:47 Rep. Bennett
00:25:02 Rep. Menahan
00:26:10 Vice Chairman Peterson
00:27:43 Rep. Bennett
00:28:24 Vice Chairman Peterson

00:28:31 Rep. Kottel called the question.

00:28:36 **Vote:** Motion failed 8-10 by roll call vote with Rep. Peterson, Rep. Kerns, Rep. Bennett, Rep. More, Rep. Regier, Rep. Howard, Rep. Warburton, and Rep. Stoker voting aye. Rep. Stoker voted by proxy.

00:29:31 **Motion:** Rep. Sands moved that **SB 379 BE TABLED AND THE VOTE REVERSED.**

00:29:32 Vice Chairman Peterson

00:29:41 **Vote:** Motion carried 12-6 by voice vote with Rep. Peterson, Rep. Wagner, Rep. Howard, Rep. Regier, Rep. Warburton, and Rep. Stoker voting no. Rep. Stoker voted by proxy.

00:30:10 Vice Chairman Peterson

ADJOURNMENT

00:30:53 Adjournment

Jennifer Eck, Secretary

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Additional Documents:

EXHIBIT ([juh73aad.pdf](#))